

File No. 180138

Committee Item No. 2

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Comm: Public Safety & Neighborhood Services

Date: February 28, 2018

Board of Supervisors Meeting:

Date: _____

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

- OEWD Letter - November 28, 2017
- Pre-Application Meeting Minutes - February 20, 2018
- Proof of Mailing - February 1, 2018
- Pre-Application Meeting Notice - February 1, 2018
- Draft ABC Form 522-2

Prepared by: John Carroll

Date: February 23, 2018

Prepared by: _____

Date: _____

1 [Special On-Sale General Liquor License - Verifying Completion of Preapplication Meeting -
2 4608 Third Street - Tato]

3 **Motion verifying that Kristin Anne Houk, doing business as Tato, located at 4608 Third**
4 **Street, has completed the preapplication meeting requirement under California**
5 **Business and Professions Code, Section 23826.13, for the issuance of a new, non-**
6 **transferable, Type-87 neighborhood-restricted special on-sale general liquor license.**

7
8 WHEREAS, California Business and Professions Code, Section 23826.13, provides for
9 a new type of affordable, non-transferable liquor license for existing and new restaurants in
10 seven San Francisco neighborhoods as follows: 1) Third Street in Bayview, 2) San Bruno
11 Avenue in Portola, 3) Leland Street and Bayshore in Visitacion Valley, 4) Mission Street in the
12 Excelsior, 5) Ocean Avenue, 6) Taraval Street in the Sunset, and 7) Noriega Street in the
13 Sunset; and

14 WHEREAS, Five neighborhood-restricted special on-sale general licenses are
15 available in these neighborhoods, to encourage neighborhood activation by reducing
16 storefront vacancies, boost foot traffic, add to the variety of neighborhood-serving small
17 businesses, create good jobs for residents, and provide important spaces for neighbors to
18 meet and socialize; and

19 WHEREAS, The California Department of Alcoholic Beverage Control ("ABC") notified
20 Kristin Anne Houk, located at 4608 Third Street, that she was selected following a drawing,
21 and may submit a full neighborhood-restricted special on-sale general license application; and

22 WHEREAS, Prior to submitting such an application, an applicant must conduct a
23 minimum of one preapplication meeting to discuss the application with neighbors and
24 members of the community within the census tract which the premises are located; and
25

1 WHEREAS, Applicants must submit to ABC, on form ABC-522-2, signed verification by
2 the local government body that states the applicant has completed the preapplication meeting;
3 and

4 WHEREAS, Kristin Anne Houk, as required by Business and Professions Code,
5 Section 23826.13, must mail notification of the preapplication meeting at least 14 calendar
6 days before the meeting to all individuals and organizations within a 500-foot radius of the
7 premises for which the license is to be issued; as well as any relevant neighborhood
8 associations for the neighborhood in which the premises is located, as identified on a list
9 maintained by the Planning Department of the City and County of San Francisco; and the
10 Chief of Police for the San Francisco Police Department, as required; and

11 WHEREAS, Kristin Anne Houk, doing business as Tato, located at 4608 Third Street
12 has provided the Board of Supervisors supporting documents, including a copy of the
13 applicant's preapplication meeting notice, a signed preapplication meeting proof of mailing,
14 and meeting minutes or equivalent evidencing completion of the preapplication meeting held
15 on February 20, 2018, at 1605 Jerrold Avenue; and

16 WHEREAS, These required supporting documents are on file with the Clerk of the
17 Board of Supervisors in File No. 180138; now, therefore, be it

18 MOVED, That the Board of Supervisors verifies that Kristin Anne Houk, doing business
19 as Tato, located at 4608 Third Street has completed the preapplication meeting pursuant to
20 California Business and Professions Code, Section 23826.13; and, be it

21 FURTHER MOVED, That the Clerk of the Board of Supervisors is hereby authorized to
22 sign the ABC-522-2 on behalf of the Board of Supervisors verifying Kristin Anne Houk, doing
23 business as Tato, located at 4608 Third Street has completed the preapplication meeting.
24
25

To: Angela Calvillo, Clerk of the Board
From: Ben Van Houten, Office of Economic and Workforce Development
Re: Type 87 Liquor Licenses & Community Outreach Obligation
Date: November 28, 2017

In the coming weeks, a series of applicants for Type 87 liquor licenses will be requesting that the Board of Supervisors confirm that the applicants have satisfied a pre-application community outreach requirement unique to this new type of license. This memo provides background information regarding the Type 87 license and the community outreach obligation.

In 2016, the California Legislature adopted SB 1285, codified as California Business & Professions Code Section 23826.13. This legislation authorized the creation of a new type of affordable, non-transferable liquor license exclusively for restaurants located in a set of target San Francisco neighborhoods (Bayview, Excelsior, Ocean Avenue, Portola, Noriega Street, Taraval Street and Visitacion Valley).

The bill was developed to help address challenges these commercial corridors face in supporting existing restaurants and attracting new ones to vacant storefronts. Successful restaurants provide a number of benefits to neighborhoods, by reducing storefront vacancies, adding to the variety of neighborhood-serving small businesses, creating good jobs for residents, providing important spaces for neighbors to meet and socialize, and boosting foot traffic.

One barrier that hinders the success of businesses in these neighborhoods is the prohibitively high cost of a full liquor license that allows a restaurant to serve spirits in addition to beer and wine. Because state law has capped the number of full liquor licenses available in San Francisco, licenses can only be purchased from existing business owners. Due to the scarcity of available licenses, full liquor licenses are currently being sold for prices exceeding \$250,000 each.

SB 1285 authorized the California Department of Alcoholic Beverage Control ("ABC") to issue five non-transferable neighborhood-restricted licenses to new or existing restaurants located in the above-mentioned target neighborhoods. These licenses are available at the state's existing application fee for a new full liquor license, currently set at \$13,800. This price is far more accessible for small business owners than the high prices on the secondary market.

Businesses interested in applying for these licenses, designated as "Type 87" liquor licenses by the ABC, were invited to submit preliminary "priority applications" from September 11-22, 2017 at the San Francisco ABC office. Because more than five businesses submitted priority applications for Type 87 licenses, the ABC conducted a public drawing on October 12, 2017 to establish the order in which it would begin inviting applicants to submit formal applications for Type 87 licenses.

Beginning on October 12, the first five applicants drawn were invited to complete the required pre-application process and submit a full liquor license application within 90 days. If one of those five businesses chooses to withdraw their application or is otherwise unable to qualify for a license, the ABC

will invite the next business on the drawing list to submit a full application, and will continue this process until five licenses have been issued.

Prior to submitting a full application for a Type 87 license, a prospective applicant must hold at least one pre-application community meeting to discuss the application with neighbors and members of the community in which the premises are located. At least 14 calendar days before the community meeting is set to occur, the applicant must mail written notice of the meeting to every resident within a 500-foot radius of the premises, to neighborhood associations identified by the Planning Department, and to the Chief of Police.

Following the completion of the community meeting, the applicant must secure, on ABC Form 522-2, signed verification from the San Francisco Board of Supervisors that the applicant has completed the required community outreach. Each resolution to confirm that an applicant has satisfied the outreach obligation will be heard in the Board's Public Safety and Neighborhood Services Committee. An applicant will be expected to provide the following items in order to demonstrate satisfaction of the community outreach obligation: a copy of the applicant's pre-application meeting notice, a signed document offering proof of mailing, and meeting minutes or equivalent materials evidencing completion of the meeting.

The signed Form 522-2 must be submitted to ABC at the time the applicant submits their full application for a Type 87 license in order for that application to be deemed complete by the ABC. Following the submission of a complete application, ABC staff will undertake the standard review process that applies to any new liquor license application, including, among other requirements, referring the application to the San Francisco Planning Department and San Francisco Police Department for their review.

Meeting Minutes- Tato Community Meeting re: Type 87 License

Location: All Good Pizza

Date: February 20, 2018

Time: 6pm

Attendance

Michael Hamman

Larry McClendon

Kristin Houk

Agenda Items

- Origin and History of Tato
- Menu Review
- Discussion of Operations and Hours
- Discussion of floorplan- attendees received copy of all architectural plans via email
- Attendees invited to visit Tato

TATO Community Meeting Sign in Sheet
Re: Neighborhood Restricted Liquor License
Tuesday, February 20, 2018
Meeting conducted by: Kristin Houk, Owner

Name	E-mail	Would you like to join the Tato mailing list?
Michael HAMMAMAW	M HAMMAMAW @ IEC DRF	Yes
Larry McClendon	larrymclendon45@gmail.com	Yes

Proof of Mailing of Notice Regarding Type 87 Liquor License Pre-Application Meeting

Please complete this form, attach the original notice of your pre-application meeting regarding your intention to apply for a Type 87 liquor license, and submit to the Clerk of the San Francisco Board of Supervisors.

Applicant(s) Name(s): Kristin Anne Houk

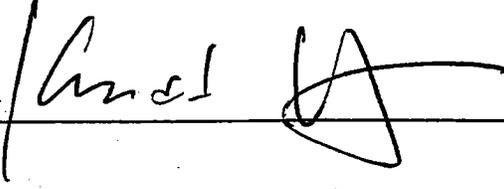
Address of Premises to be Licensed: 4608 3rd Street, SF, CA 94124

I, Kristin Houk, mailed the attached notice of my pre-application meeting regarding my intention to apply for a Type 87 liquor license to each resident of real property within a 500-foot radius of the above-listed premises, as well as to neighborhood associations and the Chief of Police, by depositing the sealed items with the United States Postal Service (USPS) with the postage fully prepaid as follows:

Date: February 1, 2018

Time: 6:47 pm

USPS Location: Evans Avenue Post Office

Signature: 



February 1, 2018

Dear Neighbors,

I'm excited to introduce you to Tato, the restaurant I am opening in the Spring of this year at 4608 3rd Street at McKinnon Avenue. Tato is my 12 year old son Hudson's nickname, and I'm creating this restaurant in dedication to his Mexican heritage and in honor of the love that I have for his culture, family from Mexico City and the beautiful customs and traditions I have learned about, especially around food. I've raised Hudson here in the Bayview all of his life and it has long been my dream to open a family friendly restaurant here in our community.

I began pursuing that dream by opening All Good Pizza at Third and Jerrold six years ago in a food truck parked on an abandoned lot. All Good Pizza has been an incredible experience and the unique space has provided a great setting for the community to gather and enjoy the amazing weather we have in the Bayview. I plan on keeping All Good Pizza open, but opening Tato in a brick and mortar will enable me to be open later, provide indoor seating and also have an expanded menu with a larger kitchen and workspace.

Much like All Good Pizza, Tato will focus on local, fresh and affordable food. We have tremendous resources right here in the community like the 100 year old Produce Market on Jerrold Avenue and various local meat companies that will make the food at Tato uniquely Bayview. Tato will feature tacos, small plates, organic salads, quesadillas, tostadas and seasonal specialties. We will serve lunch and dinner and have brunch on the weekends. Everything will be made in house with fresh simple ingredients and time-honored methods- many of which I learned from Hudson's grandmother Alicia, who is an amazing chef in Mexico City. I am so excited to share this food with you!

I have applied for a neighborhood restricted liquor license as I feel like this cuisine is only made better by the addition of delicious cocktails like margaritas and palomas. I am excited to create a unique beverage menu that compliments the food at Tato and highlights these exceptional spirits with the use of house made juices, shrubs, and bitters. Part of the liquor license process involves hosting a community meeting to share my vision and answer any questions the community may have. I am seeking your support in this endeavor and hope you will join me!

The details of the meeting are listed below:

Community Meeting

Date: Tuesday, February 20th, 2018 **Time:** 6pm

Location: All Good Pizza, 1605 Jerrold Avenue, SF, CA 94124

I thank you for your support and look forward to feeding you at Tato soon! In the meantime, please check out our progress on Facebook and Instagram @tatosf or on the web at www.tatosf.com, where you can see our menu.

Cheers!

Kristin Houk

Owner, All Good Pizza and Tato

TATO // 4608 3rd Street, San Francisco, CA 94124 // www.tatosf.com // 415.846.6960

Department of Alcoholic Beverage Control

**ORIGINAL NEIGHBORHOOD-RESTRICTED SPECIAL ON-SALE GENERAL LICENSE
PUBLIC MEETING REQUIREMENT VERIFICATION**

Name of Applicant: Kristin Anne Houk
Address of applied-for premises: 4608 3rd Street, SF, CA 94124

Pursuant to Section 23826.13 of the California Business and Professions Code, the San Francisco Board of Supervisors hereby verifies that the above applicant for an original neighborhood-restricted special on-sale general license (Type 87) has completed the public meeting requirements as prescribed by the statute.

Signature of Board of Supervisors Representative

Print Form

Introduction Form

By a Member of the Board of Supervisors or Mayor

2018 FEB 6 PM 2:04
Time stamp
or meeting date
AK

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor [] inquiries"
- 5. City Attorney Request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Question(s) submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Sup. Malia Cohen

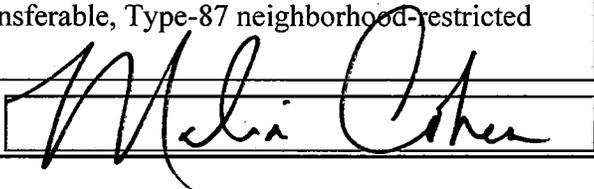
Subject:

Special On-Sale General Liquor License - Verifying Completion of Preapplication Meeting - 4608 3rd Street

The text is listed:

Motion verifying that Kristin Anne Houk, doing business as Tato, located at 4608 3rd Street has completed the preapplication meeting requirement for the issuance of a new, non-transferable, Type-87 neighborhood-restricted special on-sale general liquor license.

Signature of Sponsoring Supervisor:



For Clerk's Use Only